

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
HARRISONBURG DIVISION**

UNITED STATES OF AMERICA)	Case No. 5:11-cr-00026-1
)	
v.)	<u>FINAL ORDER</u>
)	
RUSSELL KINNARD HENRY, JR.,)	By: Hon. Michael F. Urbanski
Petitioner.)	United States District Judge

In accordance with the accompanying Memorandum Opinion entered this day, it is hereby

ADJUDGED and ORDERED

that Henry's objections to the Report and Recommendation are **OVERRULED**; the Report and Recommendation is **ADOPTED**; the United States' motion to dismiss is **GRANTED**; the motion to vacate, set aside, or correct sentence, pursuant to 28 U.S.C. § 2255, is **DISMISSED**; a certificate of appealability is **DENIED**; and the action is **STRICKEN** from the active docket of the court.

The Clerk shall send a copy of this Order and the accompanying Memorandum Opinion to counsel of record.

Entered: August 11, 2014

/s/ Michael F. Urbanski

Michael F. Urbanski
United States District Judge